

BOY SCOUTS OF AMERICA

DATE SEPTEMBER 1 1987

FULL NAME RAND DARRELL NEWBY SOCIAL SECURITY NUMBER _____
 (No initials if you can possibly get full name)
 ADDRESS CURRENT ADDRESS UNKNOWN, SUSPECTED TO BE IN
WASHINGTON STATE
 CITY _____ STATE _____ ZIP CODE _____
 DATE OF BIRTH UNKNOWN (This is important and should be exact)
 APPROXIMATE AGE 35 (To be used ONLY when date of birth is not known)
 RELIGION LDS (MORMON) NATIONALITY US / AMERICAN
 OCCUPATION TEACHER
 EDUCATION BS / BRIGHAM YOUNG UNIVERSITY
 WEIGHT 180 HEIGHT 6' RACE CAUCASIAN
 COLOR OF HAIR BLOND COLOR OF EYES UNKNOWN
 OUTSTANDING CHARACTERISTICS OR INTERESTS OUTDOOR EDUCATION
 MARRIED OR SINGLE MARRIED CHILDREN 4
 (Number, ages, and names, if possible)
 NAME OF SPOUSE LAURIE

SCOUTING CONNECTIONS:

UNIT #	CITY	STATE	POSITION	DATE REGISTERED	DATE RESIGNED
	<u>HILLSBORO</u>	<u>OREGON</u>	<u>VARSITY COACH</u>		

SPECIAL RECOGNITION _____

SUSPENDED OR DENIED REGISTRATION FOR FOLLOWING REASONS: SEE ATTACHED

SPECIFY THE FACTS WHICH LEAD YOU TO RECOMMEND DENIAL OF REGISTRATION AND LIST ATTACHED SUPPORTING DOCUMENTS (STATE ONLY KNOWN FACTS, NOT RUMOR, CONJECTURE OR SPECULATION):

CONFIDENTIAL

SEP 1 01987

F. STARON

 RS-509
 4/14/83-nah

*Added to CF file
 4-12-87
 could locate no
 registration
 OCT 13 '87
 JOSEPH L. ANGLIM*

Signed Donald K. Chilcote
 SCOUT EXECUTIVE / DFS
 Council Columbia Pacific

CONF013972

September 14, 1987

Mr. Don Chilcote
Director of Field Service
Columbia Pacific Council, No. 492

PERSONAL & CONFIDENTIAL

SUBJECT: Rand Darrell Newby

Dear Don:

Thank you for the information which you have sent us concerning this individual. I will probably write to you concerning each of the cases so that we have separate files on each one.

I believe we have everything we now need for Mr. Newby. This will be helpful to us in refusing registration should an attempt be made at a later time.

Please let me know if we may be of help to you in any other way.

Sincerely,

Paul Ernst, Director
Registration Service

eak

cc: Western Region
Grant E. Robinson, Scout Executive, Council No. 492

READY TO FILE

SEP 14 1987

ERIN O'RILEY

October 12, 1987

Mr. Grant E. Robinson
Scout Executive
Columbia Pacific Council, No. 492

PERSONAL AND CONFIDENTIAL

SUBJECT: Rand Darrell Newby

Dear Grant:

Thank you for the detailed information sent concerning the above Scouter. This case has been reviewed with our attorney and is now on our permanent Confidential File.

Sincerely,

Paul Ernst, Director
Registration Service

PE/eko

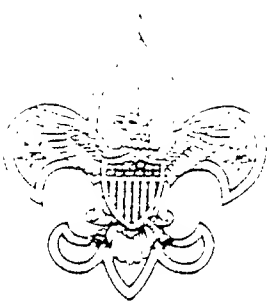
cc: Western Region

READY TO FILE

OCT 14 1987

ERIN O'RILEY

CONF013974



COLUMBIA PACIFIC COUNCIL BOY SCOUTS OF AMERICA

2145 S.W. Front Avenue, Portland, OR 97201
503/226-3423 • Council No. 492

September 8, 1987

Henry L. Bauer
President
John A. Radisch, Jr.
Council Commissioner
Don A. Wrenn
Senior Vice President
Program Division
Phil Colombo
Senior Vice President
Operations Division
Jack Samper
Senior Vice President
Support Division
Richard C. Alexander
Senior Vice President
Financial Development Division
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Endowment Trust Fund
Jack Patterson
Vice President
Training
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Vice President
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Exploring
Hollie Pihl
Vice President
Pacific Service Area
Dr. Calvin Clark
Vice President
Mt. St. Helens Service Area
Larry C. Linton
Vice President
Columbia Service Area
Kevin Padrick
Vice President
Camping & Properties
Wes Patten
Vice President
Public Relations
Kenneth Doty
Vice President
Registration
James R. Martin
Treasurer
Robert G. Yingling, Jr.
Assistant Treasurer
Grant E. Robinson
Scout Executive

Mr. Paul Ernst
National Office,
Boy Scouts of America
1325 Walnut Hill Lane
Irving, Texas 75038-3096

Dear Paul,

Another chance to visit! Here's information for you related to three individuals.

Dan Gracia: A confidential record sheet is enclosed. He has moved from Oregon to the San Francisco bay area so it was done as best we could.

James Martin Rise: Copies of some court proceedings as well as a confidential record sheet. This should complete your file on Rise. Please do note aliases he has used.

Rand Darrell Newby: A former camp staff member and volunteer Scouter; no longer registered in the Columbia Pacific Council. Copies of recent court proceedings are attached as well as a confidential record sheet. Because of his previous Scouting involvement, we believe he needs to be placed on the confidential file.

That does it for now. Any questions?

Sincerely,

Don Chilcote

Don Chilcote
Director of Field Service

DC:go



MULTNOMAH COUNTY
CLERK
1987 MAY 26 3:16

**In The Circuit Court of the State of Oregon
For Multnomah County**

THE STATE OF OREGON,

Plaintiff,)

No. C 86-11-36079

DA 331820

v.)

JUDGMENT

ENTERED IN REGISTER

RAND DARRELL NEWBY, also known
as Father Nature,

MAY 27 1987

Defendant.)

CLB

On March 9, 1987, this matter came before the court, the plaintiff appearing by Gregory D. Horner, Deputy District Attorney, and the above-named defendant appearing in person and with his attorney, Randall Vogt.

IT IS ADJUDGED that the said defendant has been convicted on his plea of GUILTY of the offenses of Count 1 - SEXUAL ABUSE IN THE FIRST DEGREE and Count 3 - SEXUAL ABUSE IN THE SECOND DEGREE, and this being the time for imposition of sentence, and no reason appearing to the court why sentence should not be pronounced at this time,

IT IS FURTHER ADJUDGED that on Count 1 herein, imposition of sentence is suspended and defendant placed on probation to the Corrections Division of the State of Oregon for a period of Five (5) Years from this date, said probation to run concurrently with the probation granted on Count 3 herein, on condition that he report as often as directed to said Corrections Division, abide by all the rules and regulations of said Corrections Division, and not again violate any laws, and on the further conditions (1) that he make restitution in the amount of \$1,505 as follows: \$50 to [REDACTED] Portland, Oregon 97214, and \$1,445 to [REDACTED] Portland, Oregon 97219, as directed by his probation officer, said restitution to be paid through the Office of the Court Administrator of the Circuit Court for Multnomah County; said restitution subject to modification if counselling costs not related to this offense, (2) that he have NO unsupervised contact with minor children, including his own children, without prior permission from his probation officer, (3) that he continued and successfully complete the sexual treatment program through Providence Medical Center, or as directed by his probation officer, and (4) that he submit to polygraph examinations, at defendant's expense, as directed by his probation officer.

IT IS FURTHER ADJUDGED that on Count 1 herein, in addition to any other payment specified herein, defendant shall pay to the Penalty Assessment for Victim Fund the amount of \$50, to be paid through the Office of the Court Administrator of the Circuit Court for Multnomah County.

JUDGMENT AND PROBATION ORDER

GDH/bc

JUDGMENT DOCKETED

MAY 28 1987

#1

[Mr. Randall Vogt
Attorney at Law
5319 S. W. Westgate Drive
Suite 113
Portland, Oregon 97221]

Pol. File No. PPB 86-81398

IT IS FURTHER ADJUDGED that on Count 1 herein, in addition to any other payment specified herein, defendant shall pay a monthly probation fee in the amount of \$25, to be paid to the State of Oregon.

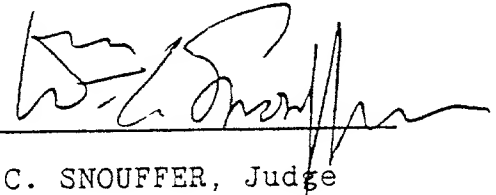
IT IS FURTHER ADJUDGED that on Count 3 herein, imposition of sentence is suspended and defendant placed on probation to the Corrections Division of the State of Oregon for a period of Five (5) Years from this date, said probation to run concurrently with the probation granted on Count 1 herein, on conditionn that he report as often as directed to said Corrections Division, abide by all the rules and regulations of said Corrections Division, and not again violate any laws, and on the further conditions specified on Count 1 herein.

IT IS FURTHER ADJUDGED that on Count 3 herein, in addition to any other payment specified herein, defendatn shall pay to the Penalty Assessment for Victim Fund the amount of \$20, to be paid through the Office of the Court Administrator of the Circuit Court for Multnomah County.

IT IS ORDERED that Count 2 - Sexual Abuse in the First Degree of the indictment herein, be and the same is hereby dismissed.

Stenographic notes of this proceeding were made by the court reporter, Jill Steubs.

Dated this 26 day of May, 1987, nunc pro tunc, as, of and for March 9, 1987.



WILLIAM C. SNOUFFER, Judge

Submitted by:

Gregory D. Horner, OSB #84053
Deputy District Attorney
600 Multnomah County Courthouse
Portland, Oregon 97204

LTNOMAH COUNTY CIRCUIT CC ..

can see
Justice Center

CASE NUMBER: C. 86-1-36079

STATE OF OREGON

- ☐ PRESENTENCE REQUEST
☐ RELEASE/BAIL INFORMATION
☒ TRANSPORTATION

Randy Newby
Defendant

ENTERED IN REGISTER

MAR 11 1987

CHARGES: I) S A I III) S A II

CLB

PURPOSE: ☐ PLEA ☒ SENTENCE ☐ PROBATION VIOLATION ☐ OTHER

CUSTODY STATUS: ☐ JAIL ☒ RECOG ☐ BAIL

DEFENSE ATTORNEY: Randy Vost DISTRICT ATTORNEY: Greg Horner

COURT REPORTER: John Stubs

1987 MAR 10 AM 9:32

MULTNOMAH COUNTY
CASHIER

PRESENTENCE INVESTIGATION REQUEST

GUILTY BY: ☐ PLEA ☐ JURY VERDICT or ☐ COURT

REQUESTED BY JUDGE: _____ SENTENCING JUDGE: _____

SENTENCING DATE: _____ REFERRAL TYPE: ☐ STATE ☐ COUNTY

DATE OF REFERRAL: _____

RELEASE AND BAIL INFORMATION

☐ THE DEFENDANT BE IMMEDIATELY RELEASED FROM CUSTODY.

☐ BAIL SET AT \$ _____ IS REDUCED TO \$ _____ INCREASED TO \$ _____

TEMPORARY TRANSPORT AND CLOSING ORDER

☐ The defendant be imprisoned for: _____ YEARS _____ MONTHS _____ DAYS

At the: ☐ OREGON STATE CORRECTIONS ☐ MULTNOMAH COUNTY CORRECTIONS

COMMENCING: ☐ At once ☐ Other _____

SENTENCE: (Years probation) 5 ☒ State ☐ County

☐ THE DEFENDANT BE CONTINUED ON PROBATION. ☐ PROBATION IS REVOKED.

COURT ORDERED FINANCIAL OBLIGATIONS

RESTITUTION \$ 1505 - Deferred payment beginning: _____

FINE \$ _____ Pay at the rate of \$ _____ per month

ATTORNEY FEES \$ _____

SUPERVISION FEE \$ 25 - PENALTY ASSESSMENT \$ 50 -

ALTERNATIVE COMMUNITY SERVICE: _____ HOURS 20 -

- ☐ NO ALCOHOL ☐ ALCOHOL TREATMENT EVALUATION
☐ NO DRUGS ☐ DRUG TREATMENT/EVALUATION
☐ MENTAL HEALTH TREATMENT ☒ POLYGRAPH TESTING
☐ DIMINISHED 4th AMENDMENT RIGHTS.

OTHER: at II to be dismissed; no contact w/ minors w/o consent of PD; adult to be in family home w/ a when children are present; continue w/ counseling + sex offender tx;

**TRIAL DATE: _____ NEW TRIAL DATE: _____

DATE: March 9, 1987

JUDGE
WILLIAM C. SNOUFFER

COURT: ORIGINAL
CORRECTIONS YELLOW
JAIL: PINK
DEFENDANT

5092-120784

CONF013978

MULTNOMAH COUNTY CIRCUIT COURT

STATE OF OREGON

vs

Newby, Rand
Defendant

ENTERED IN REGISTER
JAN 20 1987
CLB

NUMBER: C- 86-11-36079
☒ PRESENTENCE REQUEST
☐ RELEASE/BAIL INFORMATION
☐ TRANSPORTATION

CHARGES: Sex Abuse I x 2, Sex Abuse II
PURPOSE: ☒ PLEA ☐ SENTENCE ☐ PROBATION VIOLATION ☐ OTHER
CUSTODY STATUS: ☐ JAIL ☐ RECOG ☒ BAIL
DEFENSE ATTORNEY: Vogt DISTRICT ATTORNEY: Hovv
COURT REPORTER: Bales

PRESENTENCE INVESTIGATION REQUEST

GUILTY BY: ☒ PLEA ☐ JURY VERDICT or ☐ COURT
REQUESTED BY JUDGE: Kuhman SENTENCING JUDGE: Snowyer
SENTENCING DATE: 2-25-87 8:30 REFERRAL TYPE: ☒ STATE ☐ COUNTY
DATE OF REFERRAL: 1-14-87

CIVIL

RECEIVED
CIRCUIT COURT
MULTNOMAH COUNTY
JAN 20 AM 8:06

RELEASE AND BAIL INFORMATION

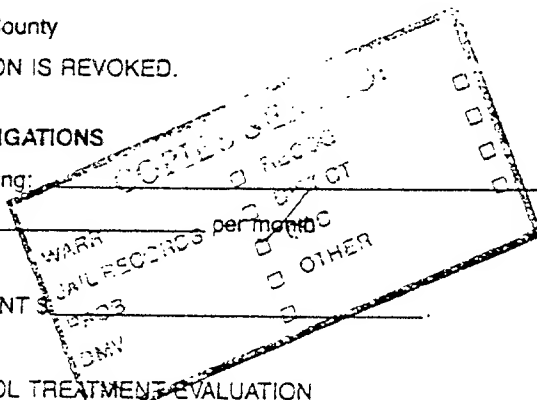
☐ THE DEFENDANT BE IMMEDIATELY RELEASED FROM CUSTODY.
☐ BAIL SET AT \$ _____ IS REDUCED TO \$ _____ INCREASED TO \$ _____

TEMPORARY TRANSPORT AND CLOSING ORDER

The defendant be imprisoned for: _____ YEARS _____ MONTHS _____ DAYS
At the: ☐ OREGON STATE CORRECTIONS ☐ MULTNOMAH COUNTY CORRECTIONS
COMMENCING: ☐ At once ☐ Other _____
SENTENCE: (Years probation) _____ ☐ State ☐ County
☐ THE DEFENDANT BE CONTINUED ON PROBATION. ☐ PROBATION IS REVOKED.

COURT ORDERED FINANCIAL OBLIGATIONS

RESTITUTION \$ _____ Deferred payment beginning: _____
FINE \$ _____ Pay at the rate of \$ _____
ATTORNEY FEES \$ _____
SUPERVISION FEE \$ _____ PENALTY ASSESSMENT \$ _____
ALTERNATIVE COMMUNITY SERVICE: _____ HOURS
☐ NO ALCOHOL ☐ ALCOHOL TREATMENT/EVALUATION
☐ NO DRUGS ☐ DRUG TREATMENT/EVALUATION
☐ MENTAL HEALTH TREATMENT ☐ POLYGRAPH TESTING
☐ DIMINISHED 4th AMENDMENT RIGHTS.



OTHER: Pleading guilty to CTS I & II, CTS II to be dismissed at sentencing. Plea accepted

**TRIAL DATE: _____ NEW TRIAL DATE: _____

DATE: 1-14-87 JUDGE: [Signature]

COURT ORIGINAL
CORRECTIONS YELLOW
JAIL PINK
DEFENDANT
CC 100

5092-120784

CONF013979

In the District Circuit Court of the State of Oregon
for Multnomah County

ENTERED IN REGISTER

JAN 20 1987

STATE OF OREGON,

Plaintiff,

C 96-11-36079
DA No. 331 820

CLB

vs.

Rand Darnell Newby
Defendant.

PETITION TO ENTER PLEA OF GUILTY

1987 JAN 20 AM 8:06
CIVIL

The defendant represents to the Court:

1. My full true name is: Rand Darnell Newby
and I am also known as: N-D
and I request that all proceedings against me be had in my true name.

2. I am represented by a lawyer whose name is Randall Vogt

3. I wish to plead GUILTY to the charge(s) of Sex Abuse I - C.F. I -
Sex Abuse II - C.F. II

4. I told my lawyer all the facts I know about the charges against me and he/she is fully informed. My lawyer has advised me of the nature of the charge; and on all lesser included charges and defenses, if any, that I might have in this case.

5. I understand that I could plead "Not Guilty" to any charges and that I am waiving the following rights under the Constitution by changing my plea to GUILTY: (a) the right to a speedy and public trial by jury, (b) the right to confront witnesses at trial, (c) the right to subpoena witnesses and evidence in my favor at trial, (d) the right to have my lawyer assist me at trial, (e) the right to testify at trial; and if I choose not to testify at trial, the right to have the jury told that the fact that I do not testify cannot be held against me, (f) the right to require the District Attorney prove my guilt beyond reasonable doubt.

6. I understand that if I plead "GUILTY" the Court may impose the same punishment as if I had plead "Not Guilty," stood trial and been convicted of the charge(s) as indicated in Paragraph 3 herein.

7. I know that if I plead "GUILTY" to the charge(s) in Paragraph 3, the maximum possible sentence is 6 years imprisonment and/or a fine of \$ 102,520. I also know that the Court can impose a minimum sentence of up to one-half of the maximum term of imprisonment above. The District Attorney has agreed to recommend Await 109g PSI - NO incarceration
- formal probation - conditions per PSI - restitution to
pay for victim's counseling

and otherwise will take no position other than providing Police Reports and other factual information as requested by the Court. I FULLY UNDERSTAND THAT THE ACTUAL SENTENCE IS UP TO THE COURT, NO MATTER WHAT ANY RECOMMENDATIONS MAY BE.

8. I have () have not (☒) been convicted of one or more felonies in the past as follows:

9. I am () am not (☒) presently on probation or parole. I understand that my plea of guilty to this charge will constitute ground for revocation of my probation or parole, and that this could result in the balance of the maximum sentence in each of those cases being imposed and executed. I understand that if my parole or probation is revoked, any sentence in that case may be consecutive or in addition to any sentence in this case.

10. I also know that the law provides for an increase in the maximum sentence described in Paragraph 7 to a maximum of 30 years if I qualify as a dangerous offender. I understand that this may happen in this case. () If not applicable, check (☒)

11. I am 34 years of age. I have gone to school up to and including college graduate; my physical and mental health is presently satisfactory. At this time I am not under the influence of any drugs or intoxicants (nor was I at the time the crime was committed) except: none

CONF013980

12. I declare that no government agents have made any promises that I will receive a lighter sentence, probation, or any other form of leniency if I plead "GUILTY", other than the District Attorney as set forth in Paragraph 7, except: desires balance of charges.

13. My lawyer has done all that anyone could do to counsel and assist me. I AM SATISFIED WITH THE ADVICE AND HELP I HAVE RECEIVED. I know that the sentence is up to the Court and that anything my lawyer has told me about receiving probation or a lighter sentence is merely a prediction and is not binding on the Court.

14. I plead "GUILTY" on the basis of the fact that in Multnomah County, Oregon, (write in facts and dates) I had unlawful sexual contact with
two males children by touching them
about on the genital areas.

15. THE DECISION TO PLEAD GUILTY TO THE CHARGE(S) IN PARAGRAPH 3 IS MY OWN DECISION, DONE FREELY AND VOLUNTARILY AND OF MY OWN ACCORD. I PLEAD GUILTY WITH FULL UNDERSTANDING OF ALL THE MATTERS SET FORTH IN THE CHARGING DOCUMENT AND IN THIS PLEA PETITION.

16. I waive the reading of the indictment or information in open Court and request the Court to enter my plea of "GUILTY" as set forth in Paragraph 14.

17. I understand that by pleading "GUILTY" this may result in my deportation from the U.S.A. or denial of naturalization and future admission to the United States if I am not a citizen of the United States. If not applicable, check ().

Signed by me in the presence of my attorney this 14th day of January, 19 87.

[Redacted] 4115600, OR 97123 Rand O. Newby
Address Defendant

CERTIFICATE OF COUNSEL

The undersigned, as lawyer and counsellor for the above defendant hereby certifies:

1. I have read and fully explained to the defendant the allegations contained in the indictment in this case.

2. To the best of my knowledge and belief the statements, representations and declarations made by the defendant in the foregoing petition are in all respects accurate and true.

3. I have explained the maximum penalty for each count to the defendant, and consider the defendant competent to understand the charges against him/her and the effect of his/her petition to enter a plea of guilty.

4. The plea of "GUILTY" offered by the defendant in Paragraph 14 accords with my understanding of the facts he/she related to me and is consistent with my advice to the defendant.

5. In my opinion the plea of "GUILTY" as offered by the defendant in Paragraph 14 of the petition is voluntarily and understandingly made. I recommend that the Court accept the plea of "GUILTY".

6. Having discussed this matter carefully with the defendant, I am satisfied, and I hereby certify, in my opinion, that he/she is mentally and physically competent; there is no mental or physical condition which would affect his/her understanding of these proceedings; further, I state that I have no reason to believe that he/she is presently operating under the influence of drugs or intoxicants. (Any exceptions to this should be stated by counsel on the record.)

Signed by me in the presence of the defendant above named and after full discussion of the contents of the certificate with the defendant, this 14th day of January, 19 87.

[Signature]
Attorney for the Defendant

In The Circuit Court of the State of Oregon
For Multnomah County

THE STATE OF OREGON,

Plaintiff,

vs.

RAND DARRELL NEWBY,
aka Father Nature

- C 86-11-36079
- DA 331820 SECRET
- PPB 86-81398

INDICTMENT FOR VIOLATION OF

Defendant.

ENTERED IN REGISTER ORS

163.425 (1,2)
163.415 (3)

NOV 24 1986

SR

CIVIL

NOV 24 PM 10:20

The above-named defendant is accused by the Grand Jury of Multnomah County, State of Oregon, by this indictment of the crime of
Counts 1 and 2 - SEXUAL ABUSE IN THE FIRST DEGREE, and
Count 3 - SEXUAL ABUSE IN THE SECOND DEGREE

committed as follows:

COUNT 1

The said defendant, between August 12, 1986 and August 14, 1986, in the County of Multnomah, State of Oregon, did unlawfully and knowingly subject [REDACTED], a person under the age of twelve years, to sexual contact, by touching the penis, a sexual part of [REDACTED], contrary to the Statutes in such cases made and provided and against the peace and dignity of the State of Oregon.

COUNT 2

As part of the same act and transaction alleged in Count 1 herein, the defendant is accused by the Grand Jury of Multnomah County, Oregon, by this indictment of the crime of

SEXUAL ABUSE IN THE FIRST DEGREE

committed as follows:

The said defendant, between August 12, 1986 and August 14, 1986, in the County of Multnomah, State of Oregon, did unlawfully and knowingly subject [REDACTED], a person under the age of twelve years, to sexual contact, by touching the penis, a sexual part of [REDACTED], contrary to the Statutes in such cases made and provided and against the peace and dignity of the State of Oregon.

COUNT 3

As part of the same acts and transactions alleged in Counts 1 and 2 herein, the defendant is accused by the Grand Jury of Multnomah County, Oregon, by this indictment of the crime of

SEXUAL ABUSE IN THE SECOND DEGREE

committed as follows:

CONF013982

The said defendant, between August 12, 1986 and August 14, 1986, in the County of Multnomah, State of Oregon, did unlawfully and knowingly subject [REDACTED] to sexual contact, by touching the penis, a sexual part of [REDACTED] the said [REDACTED] not consenting to said sexual contact, contrary to the Statutes in such cases made and provided and against the peace and dignity of the State of Oregon.

Dated November 19, 1986, at the City of Portland, in the County afore-said.

Witnesses

Examined Before the Grand Jury:



A TRUE BILL

Darrell W. Maker

/s/ DARRELL W. MAKER

Foreman of the Grand Jury

MICHAEL D. SCHRUNK
District Attorney

By

John D. Gardner

Deputy

/s/ John D. Gardner, OSB 76140

Security Amount \$ 1,500 ea. ct.

C.R.HARDMAN (79256)